



02-05-07

2/2/07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Lonnie O. Ingram, *et al.*

Serial No.: 09/620,060

Filed: July 21, 2000

For: RECOMBITANT CELLS THAT HIGHLY  
EXPRESS CHROMOSOMALLY-INTEGRATED  
HETEROLOGOUS GENES

Attorney Docket No.: 49950-59911-CON

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

"Express Mail" mailing label number EV809095767 US

Date of Deposit February 2, 2007

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Jacob G. Weintraub

Please Print Name of Person Signing

Signature

Sir:

**REQUEST UNDER 37 C.F.R. §1.28(c) TO EXCUSE ERROR**  
**IN PAYMENT OF SMALL ENTITY FEES**

It has been discovered that small entity status was erroneously established in the above-referenced application and certain fees in connection with the prosecution of the application were erroneously paid as a small entity without any deceptive intent. Upon a review of the circumstances, it is presently believed that the large entity fees should have been paid. Because it was not appreciated that small entity status was erroneously established, without any deceptive intent, no notification of change in status resulting in loss of entitlement to small entity status

was filed in the Office, as required under 37 C.F.R. 1.28(b).

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01 FC:1255 1180.00 DA 980.00 OP  
02 FC:1814 130.00 DA

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In accord with the provisions of 37 C.F.R. §1.28(c), it is requested that the error be excused. Further, in accord with the provisions of 37 C.F.R. §1.28(c), the deficiency between the amount paid and the amount due is submitted herewith, wherein the deficiency calculated based on the fee, for other than small entity, in effect at the time the deficiency is paid in full. The fee is calculated on the attached schedule showing the fees actually paid and the present fee in effect for other than small entity.


Please charge Deposit Account No. 04-1105 in the amount of \$1,255.00. If any additional fee is required, the Commissioner is authorized hereby to charge Deposit Account No. 04-1105.

Respectfully submitted,

EDWARDS ANGELL PALMER & DODGE LLP

Date: February 2, 2007

By: \_\_\_\_\_

  
Jacob G. Weintraub, Reg. No. 56,469  
For Peter C. Lauro, Esq.  
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Date	Description of Fee	Fee Actually Paid	Present Large Entity Fee	Fee Due
1/18/02	5-month extension of time	\$980	\$2160	\$1,180.00
7/22/02	Terminal disclaimer	\$55	\$130	\$75.00
			Total:	\$1,255.00

TOTAL FEE DUE: \$1,255.00